IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 621 OF 2003

KEEGAN V.MENEZES AND ANR., ...Applicants

Versus

ORIENTAL INSURANCE CO.LTD., AND 2 ORS., ...Respondents

SHRI SUDESH USGAONKAR,

Coram:- P. V. HARDAS, J.

Date:- 14th November, 2003

This Court by its Judgment dated July 17, 2003, had dismissed First Appeal No. 83 of 2002 and had directed that considering the Applicants who were minors the Registry was directed to initially invest the amount proportionately amongst the three dependents and to permit the guardian to withdraw the interest annually if so applied.

Mr. Sudesh Usgaonkar, learned Counsel appearing on behalf of the Applicants/ Original Respondent Nos. 1 and 2 has stated that the Original Respondent Nos. 1 and 2 have attained the age of majority while Original Respondent No.3, Lalita P. Menezes continues to be a minor. Therefore, this application for permitting these Applicants/Original Respondent Nos.1 and 2 to withdraw their

respective shares which is deposited in Fixed Deposit as per the Order of this Court. In support of his plea, the Applicants/Original Respondent Nos.1 and 2 have annexed Birth Certificates.

I have heard Mr. E. Afonso, learned Counsel appearing on behalf of the Non Applicants/Original Appellants and he has no objection in principle for allowing the present Miscellaneous Civil Application.

In the result, therefore, the Applicants/Original Respondent Nos.1 and 2 are permitted to withdraw their share of compensation together with the proportionate share of the interest which has accrued. The share of Original Respondent No.3 who is stated to be minor shall continue to be invested as per the Order of this Court.

P. V. HARDAS, J.